

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Max AEBI, et al.	Art Unit:	3738
Serial No.:	10/538,542	Examiner:	Not yet assigned
Filed:	06/08/2007	Conf. No.:	3676
Docket No.:	001227/0208		

For: INTERVERTEBRAL IMPLANT COMPRISING JOINT PARTS THAT ARE
MOUNTED TO FORM A UNIVERSAL JOINT

Date: July 15, 2008

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:

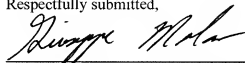
Applicants respectfully request that the Filing Receipt be corrected to show the Assignee of the above-identified application as -- **Synthes (U.S.A.), West Chester, Pennsylvania** --. A copy of the Filing Receipt with the correction shown is attached. Also attached as evidence supporting this change are copies of the Notices of Recordation of Assignment showing the assignment of this application from the inventors to Mathys Medizinaltechnik, AG (recorded at Reel/Frame 018341/0491); from Mathys Medizinaltechnik, AG to Synthes GmbH (recorded at Reel/Frame 018369/0880), and from Synthes GmbH to Synthes (U.S.A.) (recorded at Reel/Frame 018376/0591).

Additionally, applicants respectfully request that the Filing Receipt also be corrected to show the updated Atty. Docket No. as -- **001227/0208** --, the mailing address as -- **STROOCK & STROOCK & LAVAN LLP, 180 Maiden Lane, New York, NY 10038** -- and the Power of Attorney as -- **The patent practitioners associated with Customer Number 69095** --. A copy of the Filing Receipt with the corrections shown is attached. Also attached as evidence supporting these changes is a copy of the Notice of Acceptance of Power of Attorney confirming the change of Power of Attorney.

Please issue a Corrected Filing Receipt as requested above.

No fees are believed due for this request. Nevertheless, the Commissioner is authorized to charge any fees now or hereafter required to Deposit Account No. 19-4709.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Giuseppe Molaro", written over a horizontal line.

Giuseppe Molaro, Reg. No. 52,039
For Brian M. Rothery, Reg. No. 35,340
Attorney for the Applicants
Stroock & Stroock & Lavan LLP
180 Maiden Lane
New York, NY 10038
Tel. 212.806.5400
Fax. 212.806.6006



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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APPLICATION NUMBER	FILING or 371(c) DATE	GR/PART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	TOT CLAIMS	IND CLAIMS
10/538,542	06/08/2007	3738	1030	1 US-16099 001227/0208	19	2

CONFIRMATION NO. 3676

JONES DAY
222 EAST 41ST STREET
NEW YORK, NY 10017

STROOCK & STROOCK & LAVAN LLP
180 MAIDEN LANE
NEW YORK, NY 10038

FILING RECEIPT



0000000028308911

Date Mailed: 02/19/2008

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections**

Applicant(s)

Max Aebi, Montreal, QC, CANADA;
Dominique Burkard, Gretzenbach, SWITZERLAND;
Robert Frigg, Bettlach, SWITZERLAND;
Beat Lechmann, Bettlach, SWITZERLAND;
Robert Jun Mathys, Bettlach, SWITZERLAND;
Paul Pavlov, Nijmegen, NETHERLANDS;

Assignment For Published Patent Application

~~Mathys Medizinalechnik AG, Bettlach, SWITZERLAND~~ — Synthes (U.S.A.), West Chester, Pennsylvania

Power of Attorney: The patent practitioners associated with Customer Number ~~51692~~ 69095

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/CH02/00706 12/17/2002

Foreign Applications

If Required, Foreign Filing License Granted: 02/14/2008

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 10/538,542**

Projected Publication Date: 05/22/2008

Non-Publication Request: No

Early Publication Request: No

Title

Intervertebral Implant Comprising Joint Parts That Are Mounted To Form A Universal Joint

Preliminary Class**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER**Title 35, United States Code, Section 184****Title 37, Code of Federal Regulations, 5.11 & 5.15****GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier

license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

**UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

OCTOBER 03, 2006

PTAS

500159671AGENEVEVE G. CUAYCONG
JONES DAY, 222 EAST 41ST STREET
NEW YORK, NY 10017***500159671A***UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 10/03/2006

REEL/FRAME: 018341/0491
NUMBER OF PAGES: 8BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: 8932-1181-999

ASSIGNOR:

AEBI, MAX

DOC DATE: 12/01/2002

ASSIGNOR:

BURKARD, DOMINIQUE

DOC DATE: 08/12/2005

ASSIGNOR:

FRIGGS, ROBERT

DOC DATE: 08/12/2005

ASSIGNOR:

LECHMANN, BEAT

DOC DATE: 08/12/2005

ASSIGNOR:

MATHYS, ROBERT, JUN.

DOC DATE: 08/12/2005

018341/0491 PAGE 2

ASSIGNOR:

PAVLOV, PAUL

DOC DATE: 08/12/2005

ASSIGNEE:

MATHYS MEDIZINALTECHNIK AG
GUETERSTRASSE 5
BETTLACH, SWITZERLAND CH-2544

SERIAL NUMBER: 10538542

FILING DATE:

PATENT NUMBER:

ISSUE DATE:

TITLE: INTERVERTEBRAL IMPLANT COMPRISING JOINT PARTS THAT ARE MOUNTED TO
FORM A UNIVERSAL JOINT

ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION

**UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
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OCTOBER 10, 2006

PTAS

500162524AGENEVEVE G. CUAYCONG
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NEW YORK, NY 10017~~*500162524A*~~UNITED STATES PATENT AND TRADEMARK OFFICE
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RECORDATION DATE: 10/10/2006

REEL/FRAME: 018369/0880
NUMBER OF PAGES: 4BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: 8932-1181-999

ASSIGNOR:

MATHYS MEDIZINALTECHNIK AG

DOC DATE: 10/09/2006

ASSIGNEE:

SYNTHESE GMBH
EIMATSTRASSE 3
OBERDORF, SWITZERLAND CH-4436

SERIAL NUMBER: 10538542

FILING DATE:

PATENT NUMBER:

ISSUE DATE:

TITLE: INTERVERTEBRAL IMPLANT COMPRISING JOINT PARTS THAT ARE MOUNTED TO
FORM A UNIVERSAL JOINT

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PUBLIC RECORDS DIVISION

**UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
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OCTOBER 11, 2006

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500163093AGENEVEVE G. CUAYCONG
JONES DAY, 222 EAST 41ST STREET
NEW YORK, NY 10017***500163093A***UNITED STATES PATENT AND TRADEMARK OFFICE
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RECORDATION DATE: 10/11/2006

REEL/FRAME: 018376/0591

NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: 8932-1181-999

ASSIGNOR:

SYNTHES GMBH

DOC DATE: 10/09/2006

ASSIGNEE:

SYNTHES (U.S.A.)
1302 WRIGHTS LANE EAST
WEST CHESTER, PENNSYLVANIA 19380

SERIAL NUMBER: 10538542

FILING DATE:

PATENT NUMBER:

ISSUE DATE:

TITLE: INTERVERTEBRAL IMPLANT COMPRISING JOINT PARTS THAT ARE MOUNTED TO
FORM A UNIVERSAL JOINT

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018376/0591 PAGE 2

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PUBLIC RECORDS DIVISION



UNITED STATES PATENT AND TRADEMARK OFFICE

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United States Patent and Trademark Office
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Alexandria, Virginia 22313-1450
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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/538,542	06/08/2007	Max Aebi	001227/0208

69095
STROOCK & STROOCK & LAVAN, LLP
180 MAIDEN LANE
NEW YORK, NY 10038

CONFIRMATION NO. 3676
POA ACCEPTANCE LETTER



Date Mailed: 07/03/2008

NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 06/23/2008.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

/s/ibrahim/

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101